

STATE OF NORTH CAROLINA

WAKE COUNTY

IN A MATTER  
BEFORE THE COMMISSIONER OF BANKS  
DOCKET NO. 21:087:MBB

IN RE:

JOHN P. DEGROOT, JR.

NMLS ID: 1992867

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**ORDER AND DECISION**

**I. FACTS**

1. On or about December 29, 2020, John P. DeGroot, Jr. (“Licensee”) submitted an application for a mortgage loan originator (“MLO”) license under Article 19B of Chapter 53 of the North Carolina General Statutes (the “NC SAFE Act”). The Licensee was granted an MLO license on January 4, 2021.
2. On September 23, 2021, the Licensee changed the answer from “no” to “yes” on the disclosure questions and explanations section of the NMLS individual snapshot screen stating that the Licensee has an outstanding judgment.
3. As a result of the licensee’s updated information in the disclosure questions and explanations section the Office of the Commissioner of Banks offered, the licensee accepted a conditional license and waived the right to a contested hearing before the North Carolina Commissioner of Banks (“Commissioner”).

**II. CONCLUSIONS OF LAW**

1. The Commissioner has jurisdiction over the parties and the subject matter of this proceeding.
2. N.C. Gen. Stat. § 53-244.060(4) requires the Commissioner, before issuing an MLO license, to find that the financial responsibility, character, and general fitness of the Applicant are such as to command the confidence of the community and to warrant a belief that the business will be operated honestly and fairly. Under this section, an applicant demonstrates a lack of financial responsibility if the applicant has shown a disregard in the management of the applicant’s own financial affairs and may include outstanding judgments, tax liens, other government liens, foreclosures within the past three (3) years, or a pattern of serious delinquent accounts within the past three (3) years.

### **III. ORDER**

1. It is in the public interest that the Licensee continue to be licensed as an MLO under the following conditions:
  - A. The Licensee shall have no meritorious complaints filed with the OCOB for the duration of this Order.
  - B. The Licensee shall take appropriate steps to resolve the credit-related issues identified including, but not limited to, maintaining the debt repayment plan(s) established to provide for their satisfaction within a reasonable time period. Licensee shall report the updated balances annually at the time of renewal for the duration of this Order.
  - C. The Licensee shall otherwise meet the statutory requirements before being appointed as a branch manager or control person.
  - D. The Licensee shall cooperate fully and to the best of his or her ability with any complaints, investigations, and examinations. Such cooperation shall include, but not be limited to, providing affidavits and/or sworn testimony.
  - E. The Licensee shall otherwise remain in good standing as required by the NC SAFE Act.
2. The terms and conditions of this Order shall be in effect for five (5) years or until satisfied, whichever first occurs.
3. Failure to comply fully with any term or condition specified herein may be grounds for suspension or revocation of the license granted by this Order.

This ORDER and DECISION shall be deemed a regulatory action and shall be disclosed through the NMLS by the Licensee within thirty (30) days.

Date: 11/04/2021.

s/ Tara C. Malone  
Deputy Commissioner of Banks for Non-  
Depository

## **CERTIFICATE OF SERVICE**

THE UNDERSIGNED hereby certifies that she has this day served a copy of the foregoing Order by email or by placing a copy of the same in the mail, at Raleigh, postage prepaid and addressed to:

Date: 11/04/2021.

s/ Kristin A. Rice, Director and General Counsel  
Division of Legal Affairs  
Office of the Commissioner of Banks  
4309 Mail Service Center  
Raleigh, North Carolina 27699-4309  
Phone: (919) 733-1823